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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DELVIN WARD et al.,

Defendants.

2:08-cr-00283-RCJ-RJJ

ORDER

Defendants Markette Tillman, Jacorey Taylor, Reginald Dunlap, and Steven Booth are charged with death-penalty-eligible offenses in this case. The Court previously reversed in part the Magistrate Judge's order requiring certain additional pre-authorization discovery. Tillman moved to reconsider, and his co-Defendants joined the motion. The Attorney General has now directed the Government not to seek the death penalty against these four Defendants. (*See Att'y Gen. Letter, Feb. 17, 2011, ECF No. 472-1*). Accordingly, the motion to reconsider and joinders thereto are moot.

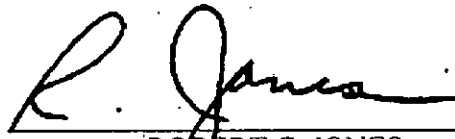
Additionally, Defendants are now entitled to only one court-appointed attorney apiece. *See 18 U.S.C. § 3005; United States v. Waggoner, 339 F.3d 915, 917-18 (9th Cir. 2003)*. At the March 11, 2011 hearing, the Court will discuss with counsel which court-appointed attorneys will continue to represent Defendants in this case.

1 **CONCLUSION**

2 IT IS HEREBY ORDERED that the Motion to Reconsider and Joinders thereto (ECF
3 Nos. 412, 413, 415, 420) are DENIED as moot.

4 IT IS SO ORDERED.

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6 Dated this 2nd day of March, 2011.

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8 ROBERT C. JONES
9 United States District Judge
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